

**Application Granted**

**SO ORDERED**

**Brooklyn, New York**

**Dated:** 6/4/2010

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

s/ENV

  
Eric N. Vitaliano

**United States District Judge**

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LESLIE MARKOWSKI ET AL. : Civil Action No. CV 06 2154

Plaintiffs, : (ENV)

v.

:  
**STIPULATION  
DISMISSING ACTION  
WITH PREJUDICE**

THE ABBOTT LABORATORIES, et al. , :

Defendants. :

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Whereas, no party hereto is an infant or  
incompetent person for whom a committee has been appointed;

Whereas, no person not a party has an interest in  
the subject matter of the action;

Whereas, plaintiff Leslie Markowski and defendant  
SmithKline Beecham Corp. (n/k/a "GlaxoSmithKline" but referred  
to herein as "SmithKline Beecham Corp. ") (sued incorrectly  
herein as "S.E. Massengill n/k/a SmithKline Beecham Corp. ")  
have agreed to settle this action with prejudice and without  
costs;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for plaintiff Leslie Markowski and for defendant SmithKline Beecham Corp. that the above-entitled action will be dismissed with prejudice as to defendant SmithKline Beecham Corp. and without costs or sanctions against any party.

The Stipulation may be filed without further notice with the Clerk of the Court.

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By: Sybil Shainwald  
Sybil Shainwald  
Attorney for Plaintiff

Dated: November 5, 2009

By: John C. Maloney Jr.  
JOHN C. MALONEY, JR.  
Attorney for Defendant  
SmithKline Beecham Corp.  
(n/k/a "GlaxoSmithKline" but  
sued incorrectly herein as  
"S.E. Massengill Company,  
n/k/a SmithKline Beecham  
Corp.")

Dated: February 5, 2010